

**UNITED STATES PATENT & TRADEMARK OFFICE**  
Washington, D.C. 20231

**REQUEST FOR PATENT FEE REFUND**

1 Date of Request: 7-7-04      2 Serial/Patent # 09/938792

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Docket No.: R2180.0113/P113  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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MAY 18 2004

OFFICE OF PETITIONS

In re Patent Application of:  
Kazuyasu Ohashi

Application No.: 09/988,793

Confirmation No.: 9125

Filed: November 20, 2001

Art Unit: 2873

For: DOWNSIZE, HIGH PERFORMANCE,  
AND WIDE RANGE MAGNIFICATION  
ZOOM LENS AND CAMERA APPARATUS

Examiner: M. A. Hasan

**RENEWED PETITION FOR REVIVAL OF AN APPLICATION FOR  
PATENT ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(B)**

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Adjustment date: 07/08/2004 AKELLEY  
05/17/2004 CNGUYEN 00000097 041073 09988793  
01 FC:1453 Deal 1330.00 CR

Pursuant to the provisions of 37 C.F.R. § 1.137(b), Applicant hereby renews the petition to revive the unintentionally abandoned application captioned above. A decision of Applicant's original Petition to Revive is attached. Also attached are copies of a response to the US Patent and Trademark Office paper number 16 in the form of a Petition to Withdraw from Issue pursuant to Rule 313(c)(3), and a Request for Continued Examination and an Amendment, which were filed on May 11, 2004 and incorporated herein by reference. The Amendment amends the drawing labeling in the specification into conformity with the drawing labeling in the formal drawings and corrects minor typographical errors. The Applicant therefore request that the above-identified application be revived. It is noted that this Renewed Petition, the Petition to Withdraw from Issue and the RCE and Amendment filing are in compliance with the US Patent and Trademark Office's decision to dismiss Applicant's original Petition to Revive.

05/17/2004 CNGUYEN 00000097 041073 09988793

\ FC:1453 1330.00 DA

1768839 v2; 11W\F021.DOC

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. § 1.137(b) was unintentional. It is submitted, therefore, that on the basis described above the abandonment should be held to be inadvertent, and that the case be revived and the application be withdrawn from issue, as well as the RCE and Amendment be entered and the case be again passed to issue.

Please charge our Credit Card in the amount of \$1,330.00 covering the fee set forth in 37 C.F.R. § 1.17(m). Credit Card Payment Form SB-2038, with a signature from an authorized cardholder, is enclosed. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1073, under Order No. R2180.0113/P113. A duplicate copy of this paper is enclosed.

Dated: May 14, 2004

Respectfully submitted,

By 

Thomas J. D'Amico

Registration No.: 28,371

DICKSTEIN SHAPIRO MORIN &  
OSHINSKY LLP

2101 L Street NW

Washington, DC 20037-1526

(202) 785-9700

Attorney for Applicant

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Docket No.: R2180.0113/P113  
(PATENT)



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re Patent Application of:  
Kazuyasu Ohashi

Allowed: February 4, 2003

Application No.: 09/988,793

Confirmation No.: 9125

Filed: November 20, 2001

Art Unit: 2873

For: DOWNSIZE, HIGH PERFORMANCE,  
AND WIDE RANGE MAGNIFICATION  
ZOOM LENS AND CAMERA APPARATUS

Examiner: M. A. Hasan

**PETITION TO WITHDRAW APPLICATION FROM  
ISSUE PURSUANT TO 37 C.F.R. § 1.313 (c)(3)**

MS 313(c)  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Petitioner hereby petitions the Commissioner to withdraw the above-identified application from issue. The Issue Fee in this application was timely paid on May 5, 2003. This petition is being filed to place the above-identified application in a condition for the review of an Amendment, which is essentially the same amendment previously filed under 37 C.F.R. 1.312 on August 25, 2003, as part of a Request for Continued Examination.

Please charge our Credit Card in the amount of \$130.00 covering the fee set forth in 37 C.F.R. § 1.17(h) or (i). Credit Card Payment Form SB-2038, with a signature from an authorized cardholder, is enclosed.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter

filed in this application by this firm) to our Deposit Account No. 04-1073, under Order No. R2180.0113/P113. A duplicate copy of this paper is enclosed.

Dated: May 11, 2004

Respectfully submitted,

By 

Thomas J. D'Amico

Registration No.: 28,371

DICKSTEIN SHAPIRO MORIN &  
OSHINSKY LLP

2101 L Street NW

Washington, DC 20037-1526

(202) 785-9700

Attorney for Applicant